**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/723,685
	Filing Date	11/26/03
	First Named Inventor	Matthias Krieger
	Art Unit	3754
	Examiner Name	Nicolas, Frederick C.
Total Number of Pages in This Submission	Attorney Docket Number	ESEC-P171US-D1

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Newly Executed Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): True Copy of Terminal Disclaimer filed 9/29/04, Copy of Declaration & Power of Attorney
Remarks		

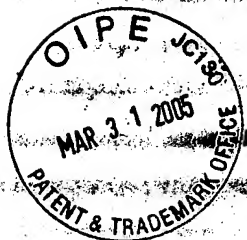
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm	THELEN REID & PRIEST, LLP		
Signature			
Printed Name	Khaled Shami		
Date	3/28/05	Reg. No.	38,745

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Ruth Rodriguez	Date	3/28/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



DOCKETED
OCT 13 2004

Serial/Patent No.: 10723,685

Filing/Issue Date: 11/26/03

Applicant: Kreiger et al

Title: DEVICE FOR THE METERED DELIVERY OF A VISCOUS LIQUID

TRP Docket No.: ESEC-P171US-D1

Atty/Secty Initials: KS/r

Date Mailed: 9/29/04

Docket Due Date: 9/29/04

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- ☒ Amendment/Response (5 pgs.)
- ☐ Appeal Brief (pgs.) (in triplicate)
- ☐ Application - Utility (pgs. with cover & abstract)
- ☐ Application - Rule 1.53(b) Continuation (pgs.)
- ☐ Application - Rule 1.53(b) Division (pgs.)
- ☐ Application - Rule 1.53(b) CIP (pgs.)
- ☐ Application - Rule 1.53(d) CPA (pgs.)
- ☐ Application - PCT (pgs.)
- ☐ Application - Provisional (pgs.)
- ☐ Assignment and Cover Sheet
- ☐ Certificate of Correction
- ☒ Certificate of Mailing
- ☐ Declaration & POA (pgs.)
- ☒ Fee Transmittal (in duplicate)
- ☐ Drawings (informal):
 # of sheets includes figures

☒ Other: Terminal Disclaimer

- ☐ IDS & PTO 1449 (pgs.)
- ☐ Pieces of Prior Art Enclosed
- ☐ Issue Fee Transmittal
- ☐ Submission of Formal Drawings:
 # of sheets includes figures
- ☐ Notice of Appeal
- ☒ Postcard
- ☐ Preliminary Amendment (pgs.)
- ☐ Reply Brief (pgs.)
- ☐ Req and Cert. Not to Publish - Rule 1.213
- ☐ Request for Continued Examination (RCE) (pgs.)
- ☐ Request for Extension of Time Month(s)
- ☐ Response to Notice to File Missing Parts
- ☐ Copy of PTO Notice to File Missing Parts
- ☒ Transmittal Letter (original & copy)
- ☐ Express Mail No.:
- ☒ Check(s) \$110 Check # 310526
- ☐ Deposit Acct. No. 50-1698 \$
- Patent Code: 1814
- Client/Matter # 32633 - 031

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Thelen Reid & Priest LLP
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San Jose, CA 95113-1723

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Thelen Reid & Priest LLP
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Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/723,685
	Filing Date	11/26/03
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	Art Unit	3754
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Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Khaled Shami, Reg. No. 38,745	
Signature		
Date	September 29, 2004	

CERTIFICATE OF MAILING			
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Typed or printed name	Ruth Rodriguez		
Signature		Date	September 29, 2004

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 110

Complete If Known

Application Number 10/723,685
Filing Date 11/28/03
First Named Inventor Matthias Krieger
Examiner Name Nodas, Frederick C
Art Unit 3754
Attorney Docket No. ESEC-P171US-D1

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☐ Deposit Account:
Deposit Account Number 50-1698
Deposit Account Name THELEN REID & PRIEST, LLP
P.O. BOX 64040
SAN JOSE, CA 95164-0640

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims - ** = X =
Independent Claims - ** = X =
Multiple Dependent X =

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	88	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	88	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				

(\$0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) Terminal Disclaimer code 1814

110


*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$110)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type) Khaled Shami
Registration No. (Attorney/Agent) 38,745
Telephone 408-292-5800
Signature 
Date September 29, 2004

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